



6-9-04

PTO/SB/30 (08-03)

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\$ RCE 3671 IFW

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	10/055,582
Filing Date	January 23, 2002
First Named Inventor	Dennis P. Silver
Art Unit	3671
Examiner Name	Arpad F. Kovacs
Attorney Docket Number	11899

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 03-1025
- i. ☒ RCE fee required under 37 CFR 1.17(e) (\$170.00)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☒ Other Extra Claims Fee of \$302.00
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

EV538524862US

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print / Type)	Brant T. Maurer	Registration No. (Attorney / Agent)	53,285
Signature	<i>Brant T. Maurer</i>	Date	June 8, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)		Date	
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

06/10/2004 DENMANU1 00000113 031025 10055582

770.00 DA

01 FC:1801

**AMENDMENT TRANSMITTAL LETTER (Large Entity)**Applicant(s): **Dennis P. Silver**

Docket No.

**11899**

Application No.

**10/055,582**

Filing Date

**January 23, 2002**

Examiner

**Arpad F. Kovacs**

Customer No.

**26637**

Group Art Unit

**3671**

Confirmation No.

**7015**

Invention:

**JUN 08 2004****HINGED UNLOADING AUGER FOR AN AGRICULTURAL COMBINE**COMMISSIONER FOR PATENTS:

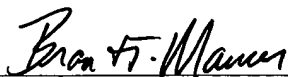
Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

**CLAIMS AS AMENDED**

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	32 -	20 =	12 x	\$18.00	\$216.00
INDEP. CLAIMS	5 -	4 =	1 x	\$86.00	\$86.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$302.00

- ☐ No additional fee is required for amendment.
- ☒ Please charge Deposit Account No. **03-1025** in the amount of **\$302.00**
- ☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account **03-1025**
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.



Signature

Dated: **June 8, 2004**

**CNH America LLC**  
**Brant T. Maurer**  
**700 State Street**  
**Racine, Wisconsin 53404**  
**Reg. No. 53,285**  
**(262) 636-5368**  
**Cust. No. 26637**

I certify that this document and fee is being deposited on with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **Dennis P. Silver**

Docket No.

**11899**

Application No.

**10/055,582**

Filing Date

**January 23, 2002**

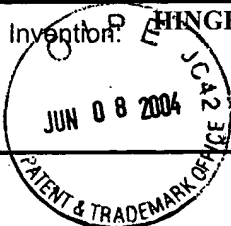
Examiner

**Arpad F. Kovacs**

Customer No.

**26637**

Group Art Unit

**3671**Invention: **HINGED UNLOADING AUGER FOR AN AGRICULTURAL COMBINE**

I hereby certify that the following correspondence:

**Request for Continued Examination Transmittal; Amendment Transmittal Letter; and Request for Continued Examination and Amendment***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

**June 8, 2004***(Date)***Kelli Kelemen***(Typed or Printed Name of Person Mailing Correspondence)**Kelli Kelemen**(Signature of Person Mailing Correspondence)***EV 538524862 US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

CNH America LLC  
Intellectual Property Dept.  
700 State Street  
Racine, Wisconsin 53404  
(262) 636-5368  
Cust. No. 26637

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## PATENT APPLICATION

By: Kelli Kelemen  
Kelli Kelemen

Date: June 8, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

GROUP ART UNIT: 3671

EXAMINER: ARPAD F. KOVACS

In re application of: )  
Dennis P. Silver )  
Application No: 10/055,582 )  
Filed: January 23, 2002 )  
Confirmation No. 7015 )  
Attorney Docket No.: 11899 )

For: HINGED UNLOADING  
AUGER FOR AN  
AGRICULTURAL COMBINE

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 8, 2004

### REQUEST FOR CONTINUED EXAMINATION AND AMENDMENT

Sir:

In response to the Final Rejection mailed April 16, 2004, entry of the following Amendment and Request for Continued Examination ("RCE") of the claims as amended is respectfully requested.

06/10/2004 DEMMANU1 00000113 031025 10055582

02 FC:1201 86.00 DA  
03 FC:1202 216.00 DA